

State of California

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Legislative Change No.**01-14**Bill Number: AB 1014Author: PapanChapter Number: 01-355Laws Affecting Franchise Tax Board: Government Code Sections 6253, 6253.1Date Filed with the Secretary of the State: September 27, 2001SUBJECT: Public Records Disclosure Procedure

Assembly Bill 1014 (Papan), as enacted on September 27, 2001, made the following changes to California law:

Section 6253 of the Government Code is amended.

This act adds a requirement that a state or local agency must state the estimated date and time when a public record that can be disclosed will be made available.

Section 6253.1 of the Government Code is added.

This act requires a state or local agency to do all of the following to the extent possible when a member of the public either makes a request to inspect or obtain a copy of a public record:

1. Assist the requester to identify records and information that may be responsive to the request or the purpose of the request.
2. Describe where the records are located (e.g., information technology or actual physical location).
3. Assist the requester with reasonable options to obtain records responsive to their inquiry.

This act specifies that the requirement to assist the requester will be satisfied if the agency is unable to identify the record after making a reasonable effort to gain additional information from the requester on the record they are seeking.

The act also specifies that additional assistance is not required if the agency:

1. Already makes the record available;
2. Determines the request should be denied based solely on the exemptions set forth in the California Public Records Act; or
3. Makes an index of its record available to the requester.

This act is effective January 1, 2002.

This act will not require any reports by the department to the Legislature.

Bureau Director

Jana Howard for BP

Date

October 12, 2001